

CONFIDENTIAL

Page 1

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS

SAN ANTONIO DIVISION

MICHAEL J. DANIELS, ET AL. ( )

( )

Plaintiffs ( )

( )

VS. ( ) CIVIL ACTION NO.  
( ) SA-19-CA-01280-FB

( )

AETC II PRIVATIZED ( )

HOUSING, LLC, ET AL. ( )

( )

Defendants ( )

-----  
ORAL DEPOSITION OF  
MEGAN KONZEN  
CONFIDENTIAL  
April 20, 2022  
-----

ORAL DEPOSITION of MEGAN KONZEN, produced as a witness at the instance of the Defendants, and duly sworn, was taken in the above-styled and numbered cause on the 20th day of April, 2022, from 9:23 a.m. to 5:32 p.m. before Catalina Kerr, CSR, RPR, CRR, in and for the State of Texas, reported by machine shorthand, pursuant to the Federal Rules of Civil Procedure and the provisions stated on the record or attached hereto.


Job No. CS5189233

**EXHIBIT**  
**9**

## CONFIDENTIAL

<p style="text-align: right;">Page 114</p> <p>1 that was open.</p> <p>2 Q. Was it you by yourself or were you with your</p> <p>3 group?</p> <p>4 A. At times, I was by myself, and at times, I was</p> <p>5 with the group.</p> <p>6 Q. Is there any kind of log or notations of who</p> <p>7 all you met with and what was said?</p> <p>8 A. Not that I'm aware of.</p> <p>9 Q. Have you been back to visit any of the</p> <p>10 congressional offices since February 2019?</p> <p>11 A. I have.</p> <p>12 Q. And when was that?</p> <p>13 A. With my attorney. I don't remember the exact</p> <p>14 date.</p> <p>15 Q. Which attorney?</p> <p>16 A. Jim Moriarty.</p> <p>17 Q. What year?</p> <p>18 A. 2019.</p> <p>19 Q. So February 2019 was the first congressional</p> <p>20 hearing?</p> <p>21 A. We filed our lawsuit in September of 2019.</p> <p>22 Q. November?</p> <p>23 A. November? September. I believe I went in</p> <p>24 October or November with Jim Moriarty to Washington,</p> <p>25 D.C., of 2019.</p>	<p style="text-align: right;">Page 116</p> <p>1 A. Probably -- I'm estimating six.</p> <p>2 Q. And how long were you in D.C.?</p> <p>3 A. I think just two days.</p> <p>4 Q. And who paid for the trip?</p> <p>5 A. Jim Moriarty.</p> <p>6 Q. What, specifically, did you tell any of the</p> <p>7 people that were in the meeting?</p> <p>8 A. I talked about the importance of military</p> <p>9 families having rights and the ability to have some</p> <p>10 level of control over their relationship with military</p> <p>11 housing.</p> <p>12 Q. Did you provide any kind of written material to</p> <p>13 anyone you met with?</p> <p>14 A. No, ma'am. Oh, sorry. Let me correct. There</p> <p>15 was a mold pamphlet that Laughlin -- I think Laughlin</p> <p>16 Medical Center had created, you know, like an</p> <p>17 infographic for mold, and I provided that to one of the</p> <p>18 -- one of the congressional members.</p> <p>19 Q. And when did you get the Laughlin infographic?</p> <p>20 A. One of the times I went to the doctor and saw</p> <p>21 it sitting on the table.</p> <p>22 Q. Have you had any kind of written conversations,</p> <p>23 correspondences with any congressional office?</p> <p>24 A. I have.</p> <p>25 Q. Okay. And is it about -- were those</p>
<p style="text-align: right;">Page 115</p> <p>1 Q. Was it just you and Mr. Moriarty?</p> <p>2 A. My husband accompanied us as well.</p> <p>3 Q. Any other plaintiffs?</p> <p>4 A. No.</p> <p>5 Q. And why was it just you and Mr. Moriarty?</p> <p>6 A. We were -- there were discussions about the --</p> <p>7 the NDAA, which is the National Defense Authorization</p> <p>8 Act, including the tenant bill of rights, and we were</p> <p>9 there lobbying certain rights that we felt were</p> <p>10 important for military families to have.</p> <p>11 Q. And who did you visit with? What offices?</p> <p>12 A. I don't remember exactly.</p> <p>13 Q. Okay. Did you have a schedule?</p> <p>14 A. I -- I didn't, no. I wasn't provided -- I</p> <p>15 mean, I met up with them, and then I followed them, and</p> <p>16 it wasn't just Jim. There were other attorneys from</p> <p>17 other law firms, so they also met with people. It was</p> <p>18 kind of a thing.</p> <p>19 Q. Do you know the names of any of the other</p> <p>20 attorneys?</p> <p>21 A. Last name is Gross, Anthony, Andrew, Andy,</p> <p>22 something like that, and I'm not entirely sure.</p> <p>23 Q. Did you say Gloss or --</p> <p>24 A. Gross, G-R-O-S-S.</p> <p>25 Q. Okay. How many meetings did you have?</p>	<p style="text-align: right;">Page 117</p> <p>1 correspondences about military housing and your</p> <p>2 experience at Laughlin?</p> <p>3 A. Not about military housing. About my</p> <p>4 experience with the military.</p> <p>5 Q. Specific to housing or specific to something</p> <p>6 else?</p> <p>7 A. Specific to something else.</p> <p>8 Q. What was that?</p> <p>9 A. HIPAA -- HIPAA violations.</p> <p>10 Q. And what office were you talking with?</p> <p>11 A. I don't remember. I also would like to</p> <p>12 correct. I also spoke with -- the House Armed Services</p> <p>13 Committee has secretaries dedicated not to one specific</p> <p>14 congressional member but the committee itself. I spoke</p> <p>15 with those individuals. There was -- it wasn't</p> <p>16 necessarily like an interview process, but they -- they</p> <p>17 spoke with each of the families prior to us testifying,</p> <p>18 so I spoke with them, I think, both via email and over</p> <p>19 the phone.</p> <p>20 Q. Is there any particular reason why those emails</p> <p>21 have not been provided?</p> <p>22 A. I provided my attorneys everything.</p> <p>23 Q. So any -- so anything that you would have had</p> <p>24 conversations with, congressional members, committee</p> <p>25 members, or otherwise, has already been saved and</p>

## CONFIDENTIAL

<p style="text-align: right;">Page 258</p> <p>1 CHANGES AND SIGNATURE</p> <p>2 WITNESS NAME: MEGAN KONZEN</p> <p>3 DEPOSITION DATE: April 20, 2022</p> <p>4 PAGE LINE CHANGE OR CORRECTION REASON FOR CHANGE</p> <p>5 ____ - ____ - _____</p> <p>6 ____ - ____ - _____</p> <p>7 ____ - ____ - _____</p> <p>8 ____ - ____ - _____</p> <p>9 ____ - ____ - _____</p> <p>10 ____ - ____ - _____</p> <p>11 ____ - ____ - _____</p> <p>12 ____ - ____ - _____</p> <p>13 ____ - ____ - _____</p> <p>14 ____ - ____ - _____</p> <p>15 ____ - ____ - _____</p> <p>16 ____ - ____ - _____</p> <p>17 ____ - ____ - _____</p> <p>18 ____ - ____ - _____</p> <p>19 ____ - ____ - _____</p> <p>20 ____ - ____ - _____</p> <p>21 ____ - ____ - _____</p> <p>22 ____ - ____ - _____</p> <p>23 ____ - ____ - _____</p> <p>24 ____ - ____ - _____</p> <p>25 ____ - ____ - _____</p>	<p style="text-align: right;">Page 260</p> <p>1 UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TEXAS</p> <p>2 SAN ANTONIO DIVISION</p> <p>3 MICHAEL J. DANIELS, ET AL. ()</p> <p>4 Plaintiffs ()</p> <p>5 VS. () CIVIL ACTION NO. () SA-19-CA-01280-FB</p> <p>6 AETC II PRIVATIZED ()</p> <p>7 HOUSING, LLC, ET AL. ()</p> <p>8 Defendants ()</p> <p>9</p> <p>10 REPORTER'S CERTIFICATION ORAL DEPOSITION OF MEGAN KONZEN April 20, 2022</p> <p>11</p> <p>12 I, Catalina Kerr, Certified Shorthand Reporter in and for the State of Texas, hereby certify to the following:</p> <p>13</p> <p>14 That the witness, MEGAN KONZEN, was duly sworn by the officer and that the transcript of the oral deposition is a true record of the testimony given by the witness:</p> <p>15</p> <p>16 I further certify that pursuant to FRCP Rule 30(f)(1) that the signature of the deponent:</p> <p>17</p> <p>18 _X_ was requested by the deponent or a party before the completion of the deposition and that the signature is to be before any notary public and returned within 30 days from date of receipt of the transcript. If returned, the attached Changes and Signature Page contains any changes and the reasons therefor;</p> <p>19</p> <p>20 ____ was not requested by the deponent or a party before the completion of the deposition.</p> <p>21</p> <p>22 I further certify that I am neither counsel for, related to, nor employed by any of the parties or attorney in the action in which this proceeding was taken, and further that I am not financially or otherwise interested in the outcome of the action.</p> <p>23</p> <p>24</p> <p>25</p>
<p style="text-align: right;">Page 259</p> <p>1 I, MEGAN KONZEN, have read the foregoing deposition</p> <p>2 and hereby affix my signature that the same is true and</p> <p>3 correct, except as noted above.</p> <p>4</p> <p>5 _____</p> <p>6 MEGAN KONZEN</p> <p>7</p> <p>8</p> <p>9 THE STATE OF _____ )</p> <p>10 COUNTY OF _____ )</p> <p>11 Before me, _____, on this day</p> <p>12 personally appeared MEGAN KONZEN known to me or proved</p> <p>13 to me under oath through _____ (description of</p> <p>14 identity card or other document) to be the person whose</p> <p>15 name is subscribed to the foregoing instrument</p> <p>16 acknowledged to me that he/she executed the same for the</p> <p>17 purposes and consideration therein expressed.</p> <p>18 Given under my hand and seal of office this ____</p> <p>19 day of _____, ____.</p> <p>20</p> <p>21 _____</p> <p>22 Notary Public</p> <p>23 My Commission Expires: _____</p> <p>24</p> <p>25</p>	<p style="text-align: right;">Page 261</p> <p>1 Certified by me this 29th day of</p> <p>2 April, 2022.</p> <p>3</p> <p>4</p> <p>5 </p> <p>6 Catalina Kerr CSR No. 2755, RPR, CRR</p> <p>7 Expiration Date: 1/31/24</p> <p>8 VERITEXT LEGAL SOLUTIONS</p> <p>9 Firm Registration No. 571</p> <p>10 300 Throckmorton Street, Suite 1600</p> <p>11 Fort Worth, Texas 76102</p> <p>12 (817) 336-3042</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>